

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5156-02
Bill No.: Perfected HCS for HB Nos. 1258, 1259 and 1260
Subject: Children and Minors; Domestic Relations; Family Law; Courts
Type: Original
Date: March 6, 2012

Bill Summary: Changes the requirements for amending a certificate of birth.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

☐ Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator** and **Department of Health and Senior Services** assume the proposal will have no fiscal impact on their organizations.

Officials from the **Department of Social Services (DSS) - Family Support Division (FSD)** state the proposal would have no fiscal impact to FSD's child support program.

Officials from the **DSS - Division of Legal Services (DLS)** state the proposal is not likely to have fiscal impact on the DLS.

Officials from the **DSS - Children's Division (CD)** state in section 193.215.7, this proposal prohibits a mother from executing a voluntary acknowledgment of paternity, if:

- her parental rights have been terminated; or
- her consent to adoption or a waiver of consent to adoption has been accepted and approved by a court.

The passage of this proposal would not create a fiscal impact on the CD.

In section 453.040, this proposal adds to the list of situations in which the consent to the adoption of a child is not required. This includes when a man has reason to believe that he is the biological father of a newborn child, but has not provided consistent prenatal financial support to the mother or consistent payment for prenatal, natal and postnatal medical care for the mother and the baby, unless actively thwarted from doing so by the mother.

These provisions would make it easier to finalize adoptions of newborns based on the lack of financial support on the part of a man believed to be the biological father. Although there is a possibility that these provisions may in some cases speed up the process of finalizing adoptions, the CD does not, however, anticipate that this proposal will create a fiscal or programmatic impact on the Division.

This proposal also creates a new section 453.045, which applies to the father of a child, who under 543.030 the court has given approval for adoption, or under 543.040, the man's consent for adoption is not required. The CD's current policy requires the Division to conduct a diligent search for the biological parents and other relatives. The CD does not anticipate a fiscal or programmatic impact as a result of this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2013 (10 Mo.)	FY 2014	FY 2015
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2013 (10 Mo.)	FY 2014	FY 2015
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

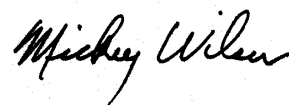
FISCAL DESCRIPTION

The proposed legislation appears to have no fiscal impact.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of State Courts Administrator
Department of Health and Senior Services
Department of Social Services -
 Family Support Division
 Children's Division
 Division of Legal Services



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March 6, 2012

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